

U.S. Patent Application No. 10/052,900  
Attorney Docket No. 1011/1

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

INVENTOR: Jonathan Edwards

ASSIGNEE: GlobalServe, Inc.

SERIAL NO.: 10/052,900

FILING DATE: January 18, 2002

EXAMINER: Ms. Sarah R. Gedrich

ART UNIT: 3625

TITLE: ELECTRONIC PROCUREMENT

ATTY DOCKET: 1011/1

VIA FACSIMILE TO CENTRAL FAX NUMBER (571) 273-8300

ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

SIR:

**AFFIDAVIT UNDER 37 C.F.R § 1.131**

I, Sanjeev Srinivas, do declare and state:

1. I am currently Chief Software Architect of GlobalServe Computer Services, Ltd. ("GlobalServe), which is the assignee of the above-identified patent application. I make this statement on behalf of GlobalServe and am fully authorized and capable of so doing.
2. I am aware of the facts surrounding the conception and reduction to practice of the invention, of which the above-identified patent application seeks to claim and patent.
3. All dates on the attached exhibits have been masked unless otherwise stated herein by reference to specific dates.
4. Prior to June 14, 2000 Mr. Jonathan Edwards completed the invention as described

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and claimed in the above-identified patent application, as evidenced by the following:

a. A formal announcement was made prior to June 14, 2000 launching a website service that embodied the present invention, which was included on the World Wide Web at [www.global-serve.com](http://www.global-serve.com). A copy of this announcement is included as Exhibit A. In this press release, GlobalServe's NetProvisioning application is discussed, which was described as a global e-procurement solution that automates procurement of PC-related products and services. NetProvisioning is further described as an e-procurement Extranet, which facilitates and centralizes the traditional supply chain process.

b. An article providing an Executive Summary of the GlobalServe Solution was available on the World Wide Web prior to June 14, 2000, a copy of which is attached as Exhibit B. This article describes NetProvisioning.com as an on-line application used by procurement specialists to buy equipment using pre-established pricing and corporate standards. The article further states "Currency conversions, local tariffs, and asset audits are automated." This shows a user could access a website and its database to view an online catalog to purchase items suppliable by a vendor.

c. Copies of pages showing the website [www.global-serve.com](http://www.global-serve.com) are included as Exhibit C, which are representative of the website [www.global-serve.com](http://www.global-serve.com) prior to June 14, 2000. Page two of Exhibit C appears as FIG 5 of the present application. Page three of Exhibit C appears as FIG 8 of the present application. Page six of Exhibit C appears as FIG 9 of the present application. Page seven of Exhibit C appears as FIG 10 of the present application. Page eight of Exhibit C appears as FIG 11 of the present application. Page nine of Exhibit C appears as FIG 12 of the present application. Page one of Exhibit C shows how a user could access the NetProvisioning Application on the Internet. Page

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two shows a web page presented to the user for placing an order for certain items and their associated prices and availability. Page three shows a shopping basket of a user interacting with the website application. Page four shows a user creating an order using the website application. Page five shows an item list, which a user can search via the application. Page six shows an order preview page from the application. Page seven shows an order confirmation. Page eight shows an order tracking page. Page nine shows an order reporting page. These pages completely describe a user's interaction with a web server and database to create an order of PC equipment in accordance with previously established prices and terms.

d. GlobalServe produced a business plan describing the market of the invention prior to June 14, 2000, which business plan is included as Exhibit D. Page 6 of the business plan in Exhibit D describes the hardware configuration used to operate the NetProvisioning application. This hardware configuration includes a Compaq Server platform connected by Cisco Internetworking hardware, and Microsoft NT 4.0 Servers and SQL Server software as the primary operating system and database configuration. Page 10 of the business plan in Exhibit D describes the NetProvisioning application as an "online procurement application that allows a procurement specialist the ability to buy computer equipment based on corporate dictated specifications at pre-negotiated global pricing schemas in a matter of a few minutes."

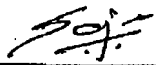
E. Mr. Edwards met with several patent attorneys on June 14, 2000 to discuss the invention, which was recorded on tape. A copy of the transcript of this recording is included as Exhibit E. On page 1, fourth paragraph, Jonathan Edwards (JE) describes a method of providing an electronic procurement to a customer. In the same paragraph, JE

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describes having built a catalogue and processes that allow a customer to come into the catalogue, and place an order, track an order and report on and provide management reporting. This shows having an online catalog with commercial terms between a purchaser and vendor. In the same paragraph, JE describes the application as enabling a customer from his PC to be able to order PC and related technologies anywhere around the globe at his globally negotiated contract price.

F. Copies of three contracts that were included in the patent application were provided at this meeting of June 14, 2000, which contracts are included as Exhibit F. These contracts are examples of the pre-established contracts referred to in the patent application.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

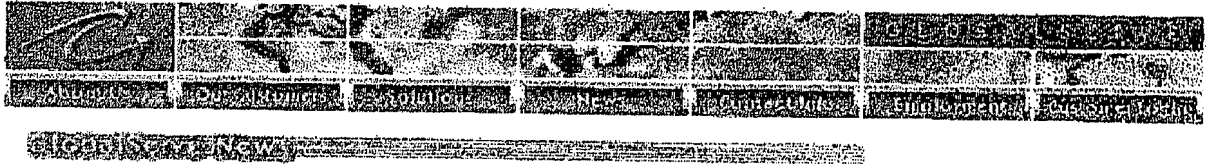
  
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Sanjeev Srinivas

Date: August 16, 2007

# EXHIBIT A

GlobalServe

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#### **PRESS RELEASE**

### **GLOBALSERVE ANNOUNCES FULL-SERVICE LAUNCH OF GLOBAL PROCUREMENT WEB SITE FOR PC RELATED PRODUCTS AND SERVICES**

NEW YORK, [REDACTED] GlobalServe ([www.Global-Serve.com](http://www.Global-Serve.com)), a leading business-to-business provider of e-supply chain solutions on the Internet, today announced the launch of its full-service NetProvisioning product. A global e-procurement solution, NetProvisioning.com simplifies complexity of in-country purchases by managing and automating procurement of PC-related products and services in more than 90 countries.

GlobalServe has leveraged the Internet to offer a central point-of-purchase for buyers around the world, featuring automated multi-currency pricing and local product standardization. In addition, because GlobalServe facilitates global fixed prices with major international manufacturers, and offers volume business to local resellers, NetProvisioning.com buyers everywhere can take advantage of efficient global pricing.

For international manufacturers like IBM, Compaq, Toshiba, and Hewlett-Packard, who seek to provide the most efficient selling solutions, GlobalServe serves as a truly global delivery method to reach local buyers. For local procurement officers, purchasing equipment from leading PC vendors has never been easier or more cost efficient.

"GlobalServe is the long-awaited solution to the complexity of international purchasing, an imperative in this global economy," said Paul Cimino, CEO of Snickelways Interactive. "It was a fantastic challenge for Snickelways to help build this e-procurement Extranet, which represents a profoundly significant function of the Web. GlobalServe's NetProvisioning application provides better service to buyers and sellers by facilitating and centralizing the traditional supply chain process."

"Snickelways was an ideal partner in this venture, with the skill set to understand the uniqueness of the NetProvisioning application and the ability to execute the concept around a sophisticated pricing scheme," said Jonathan Edwards, CEO of GlobalServe. "Snickelways understood our vision, developed a program exclusively for our needs, and helped us steer a clear route."

#### **About GlobalServe:**

Founded in 1998 and based in New York and London, GlobalServe is the leading business-to-business provider of e-supply chain solutions on the Internet. Leveraging its unique relationships with manufacturers, distributors and resellers, GlobalServe employs the Internet to automate the entire supply chain process for buyers and sellers around the world. NetProvisioning.com enables Web-based procurement, while RemoteServiceDesk.com provides local servicing to customers through a full range of managed services.

#### **About Snickelways Interactive:**

Founded in 1995, Snickelways Interactive is an electronic commerce solutions provider that offers its clients innovative online business solutions. The Company offers a full range of marketing, technology and design services. Snickelways' clientele include Cablevision, Chase Manhattan Mortgage Corporation (NYSE: CMB), Cendant (NYSE: CD), Compaq

<http://www.global-serve.com/html/news.htm>

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(NYSE: CPQ) Fruit of the Loom (NYSE: FTL), Global Knowledge, Village (NASDAQ: VIL), Rand McNally (OTC BB: RNMC), Tumi Luggage, and World Commerce (OTC BB: WCOL). The company's officers are Paul Cimino, President & Chief Executive Officer; and Michael Meyer, Chief Financial Officer.

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<http://www.global-serve.com/htm/news.htm>

# EXHIBIT B





### The Problem

If you've ever had to deal with the headaches of global PC supply agreements, you may have also considered a career change. Traditionally, buying and tracking international IT orders has been, at best, a fragmented, tension intensive business. And "best" has seldom been a word associated with this activity.

Now, purchasing, delivering, and servicing equipment from leading PC vendors has never been easier or more cost effective. ~~Some of the biggest problems in the international supply chain are now being solved by GlobalServe.~~

### The GlobalServe Solution

Founded in 1998, and based in New York and London, GlobalServe Computer Services, Ltd., uses the power of the Internet to automate the entire supply chain process in 90 countries around the world. It's no wonder that GlobalServe is fast becoming the procurement ~~portal of choice~~ for some of the largest corporations in the world.

For international manufacturers such as IBM, Compaq, Toshiba, and Hewlett-Packard, GlobalServe provides an unprecedented global delivery system for reaching local buyers.

### Online Customer Resources

Several breakthrough products meet the needs of several major players in the global IT supply game:

1) Customer, and 2) Original Equipment Manufacturers.

NetProvisioning.com...

... is an online application used by procurement specialists, anywhere in the world, to ~~buy and track international IT orders. GlobalServe's~~ ~~conversion, local tariffs, and asset audits are all automated.~~

RemoteServiceDesk.com...

... is our 24 hour world-wide support system using sophisticated software to remotely manage customer networks. We can conduct remote diagnostic sessions that speed up problem resolution. ServiceDesk databases connect our customers to thousands of qualified in-country professionals when onsite assistance is required.

### Exclusive features

- Single point-of-contact
- Employees freed for reassignment
- Substantial reduction in procurement costs
- Communication of global equipment standards amplified

